



UNITED STATES
SECURITIES AND EXCHANGE COMMISSION
STATION PLACE
100 F STREET, NE
WASHINGTON, DC 20549-2465

Office of FOIA Services

October 21, 2015

Mr. Richard Edelman
empirestatebuildinginvestors.com
608 North Rios Avenue
Solana Beach, CA 92075

RE: Freedom of Information Act (FOIA), 5 U.S.C. § 552
Request No. 15-05833-FOIA

Dear Mr. Edelman:

This letter responds to your August 7, 2015 request for "[c]opies of any and all Glomar Responses to SEC FOIA requests, regardless whether they were later remanded or withdrawn. All SEC Office of FOIA services emails, documents of any nature, or database entries referencing Glomar Responses to SEC FOIA requests." You stated that the time frame for your request is October 1, 2013 through September 30, 2014.

After conducting a search, I have located 897 emails that may be responsive to your request. In addition to these records, it will be necessary to search for and review all of the Glomar responses to SEC FOIA requests within the pertinent time period.

Under 5 U.S.C. § 552(b)(6)(D)(i) agencies may provide for multi-track processing of requests for records based on the amount of work or time (or both) involved in processing requests. The SEC's regulation implementing multi-track processing is located at 17 CFR § 200.80 (d)(5).

Completion of your request will require in excess of thirty-two staff hours processing time; consequently, your request qualifies for placement in our complex queue, also called the first-in, first-out [FIFO] track. Processing of requests placed in the FIFO track will not begin for approximately thirty-six months. Please be advised that you are considered a "commercial" requester. 17 CFR § 200.80

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(e)(10)(ii). As such, you will be required to pay all search, review and duplication fees incurred in the processing of your request.

If you agree to placement in our FIFO track, or would like to narrow your request in order to reduce the hours required for processing, please contact me **no later than November 4, 2015** to advise me accordingly. **If I do not hear from you by that date,** I will assume that you are no longer interested in any responsive records and **I will close your request** without further notice to you.

In the interim, if you have any questions, please contact me by email at sifordm@sec.gov or by telephone at (202) 551-7201. If you cannot reach me please contact Mr. John J. Livornese by calling (202) 551-7900 or by sending an e-mail to foiapa@sec.gov.

Sincerely,



Mark P. Siford
Counsel to the Director/Chief FOIA Officer
Office of Support Operations